Exhibit 49

Redacted Public Version

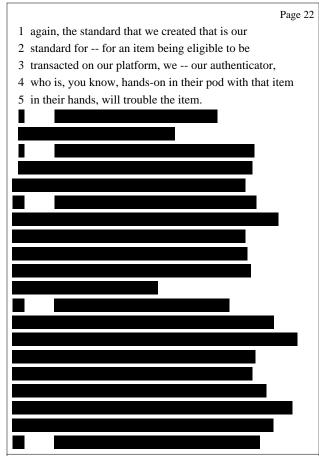
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Page 1
 1
                 UNITED STATES DISTRICT COURT
 2
              FOR THE NORTHERN DISTRICT OF NEW YORK
 3
                           ---000---
 4
 5
     NIKE, INC.,
                                )
                                )
 6
               Plaintiff,
                                  No. 1:22-cv-00983-VEC
 7
     vs.
 8
     STOCKX LLC,
 9
               Defendant.
10
11
12
               HIGHLY CONFIDENTIAL
13
                   OUTSIDE ATTORNEYS' EYES ONLY
14
      STOCKX 30(b)(6) VIDEOTAPED DEPOSITION OF BROCK HUBER
15
                     SAN FRANCISCO, CALIFORNIA
16
                    WEDNESDAY, FEBRUARY 22, 2023
17
18
19
20
21
     STENOGRAPHICALLY REPORTED BY:
22
     ANDREA M. IGNACIO, CSR, RPR, CRR, CCRR, CLR ~
23
     CSR LICENSE NO. 9830
     JOB NO. 5688666
24
25
```

2 (Pages 2 - 5)

Case 1:22-cv-00983-VEC

Page 6	5 Page 8
Page 6	1 My name is Peter Yaroschuk from the firm
2 EXHIBIT PAGE	2 Veritext. I am the videographer.
3 Exhibit 19 Fourth Quarter & Full Year 2021 221	3 The court reporter is Andrea Ignacio, from
4 Shareholder Letter, Bates	4 the firm Veritext.
5 STX0190727 - '46	5 I am not related to any party in this action,
6 Exhibit 20 9-13-21 Email Re: Forbes: Born 225	6 nor am I financially interested in the outcome.
7 in The Metaverse: Will RTFKT's	7 Counsel, all present in the room, please now
8 New Avatar Project Be The Next	8 state your appearances and affiliations for the
9 Big Thing in NFTs and Fashion?	9 record.
10 Bates STX0043022	10 If there are any objections to proceeding,
11 Exhibit 21 4-27-21 Email Re: Intro/StockX 228	11 please state them at the time of your appearance,
12 Bates STX0039964 - '73	12 beginning with the noticing attorney.
13 Exhibit 22 Digital StockX, Bates 230	13 MS. DUVDEVANI: Tamar Duvdevani, DLA Piper,
14 STX0031324 - '49	14 for plaintiff, Nike.
15 Exhibit 23 Digital StockX, Bates 241	15 I am joined by my colleagues, also of
16 STX0022141 - '88	16 DLA Piper, Gabby Velkes and Mark Miller. Good
17 Exhibit 24 Northstars Draft 243	17 morning.
18	18 MS. BANNIGAN: Good morning. Megan Bannigan
19oOo	19 from Debevoise & Plimpton, on behalf of StockX.
20	20 I'm here with my colleague from Debevoise
21	21 Justin Ferrone, as well as Kevin Adams, in-house
22	22 counsel for StockX.
23	23 THE VIDEOGRAPHER: Thank you.
24	Will the court reporter please swear in the
25	25 witness.
Page 7	Page 9
1 DEPOSITION PROCEEDINGS	1 BROCK HUBER,
2 WEDNESDAY, FEBRUARY 22, 2023	2 having been first duly sworn
3oOo	3 by the Certified Court Reporter,
4	4 testified as follows:
5	5
6 THE VIDEOGRAPHER: Good morning. We are	6 EXAMINATION
7 going on the record at 8:40 a.m. on February the 22nd,	7 BY MS. DUVDEVANI:
8 2023.	8 Q Okay. Good morning, Mr. Huber. As you
9 Please note that microphones are sensitive	9 heard, my name is Tamar Duvdevani. I am counsel for
10 and may pick up whispering, private conversations, and	10 Nike in this matter.
11 cellular interference.	Have you ever been deposed before?
Please turn off all cell phones or place them	12 A No.
13 away from the microphones, as they can interfere with	13 Q Okay. Do you understand that your testimony
14 the deposition.	14 today is being given under oath?
15 Audio audio and video recording will	15 A I do.
16 continue to take place unless all parties agree to go	16 Q And do you understand that in addition to
17 off the record.	17 whatever ethical or moral obligations you feel about
This is Media Unit 1 of the video-recorded	18 providing testimony under oath, that lying under oath
19 deposition of Brock Huber. Taken by counsel for	19 can involve serious legal consequences?
20 Plaintiff.	20 A Yes.
In the matter of Nike Incorporated versus	Q Do you understand that if you know an answer
22 StockX LLC. Filed in the United States District Court	22 to my question, yet you say "I don't know," that is
23 for the Southern District of New York.	23 lying under oath?
	1 11 a A N
The deposition is being held at 555 Mission Street, Suite 2400, San Francisco, California 94105.	 24 A Yes. 25 Q Do you understand that if you know and recall

3 (Pages 6 - 9)



Page 23

MS. DUVDEVANI: Q. Do you explain why it 6 failed the inspection?

7 A We give some level of detail, but it is not 8 always entirely specific.

Q What do you mean by "some level of detail"?

10 A We may say, as an example, "Variation in 11 materials."

12 Q Do you give any more details than that?

13 A Generally speaking, no. No -- nothing too 14 specific.

15 Q Why not?

A The main takeaway when that happens is that

17 the item is not eligible to transact on our platform.

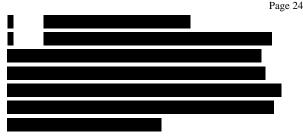
18 And the seller is notified that it's not eligible and

19 is given the opportunity to, in some cases, pay. In

20 other cases, we waive the fee to have that item

21 shipped back to them where it's clear it's not

22 welcomed to be transacted on our platform.



So we have heard anecdotes of folks

9 purchasing something, as an example, directly from an

10 Adidas store and coming to StockX to sell it and it

11 failing our authentication and verification process.

12 So it is not our job, our position, our role

13 to -- when a consumer provides an item that

14 potentially may be inauthentic and is a low-volume

15 seller and what we would just call a typical consumer,

16 to confiscate that property, because we're not legally

17 designating it as a counterfeit item.

18 We are saying, This is not welcomed to be

19 transacted in our platform. If you'd like to pay a

20 fee, you may have your item back.

21 MS. DUVDEVANI: Q. How come StockX doesn't

22 give -- well, strike that.

23 Is it your testimony that StockX doesn't

24 provide more details about why they determine that a

25 potential product is inauthentic to the seller?

MS. BANNIGAN: I'm just going to caution you 2 not to get into any privileged information. So just 3 facts.

4 THE WITNESS: Sure.

5 I don't think that my list of reasons was

6 exhaustive. I do not have, off the top of my head,

7 every code that we could potentially provide via

8 e-mail to a customer about why an item failed

9 authentication.

10 But it is, to the best of my knowledge, that

11 we do not send an e-mail that would tell a customer

12 that their product was fake.

13 MS. DUVDEVANI: Q. Why not?

14 A Again, it's a part of our process. The point

15 of the process is to deem items, according to our

16 standard, eligible to be traded on our platform.

And if an item has characteristics that might

18 make our authentication team suspicious, we will not

19 allow it to trade.

20 In that process, we may block items that the

21 brand, such as Nike, would call authentic. We may

22 also block items that Nike as a brand may call

23 inauthentic.

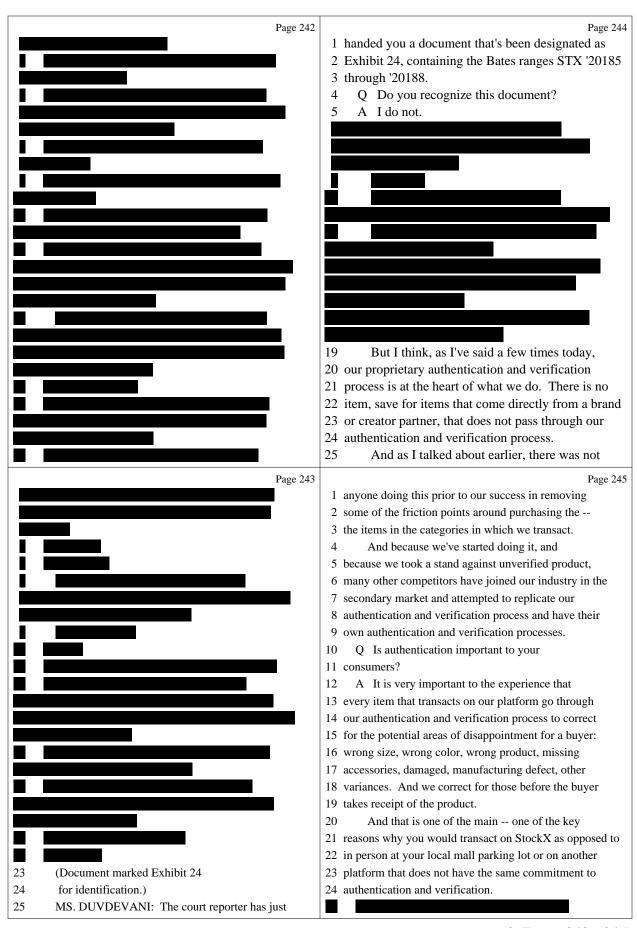
24 Q How do you know what items Nike would call 25 authentic or inauthentic?

7 (Pages 22 - 25)

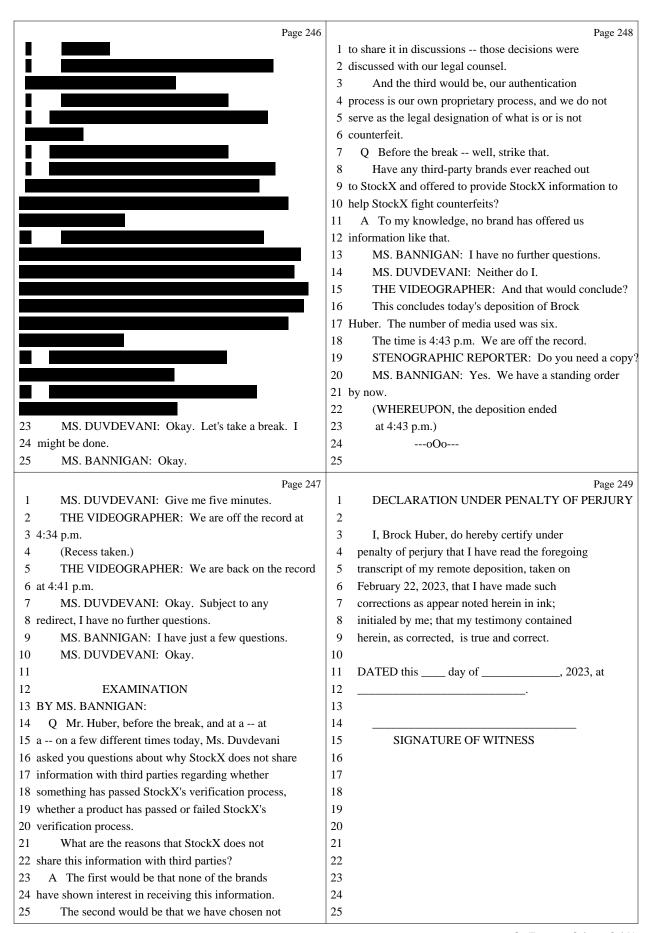
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18 (Pages 66 - 69)



62 (Pages 242 - 245)



	Page 250	Page 252
1	ERRATASHEET	1 CERTIFICATE OF STENOGRAPHIC REPORTER
2		2
3	PAGELINECHANGE	3 I, ANDREA M. IGNACIO, hereby certify that the
4		4 witness in the foregoing deposition was by me sworn to
5	REASON_	5 tell the truth, the whole truth, and nothing but the
6	PAGE LINE CHANGE	6 truth in the within-entitled cause;
7		7 That said deposition was taken in shorthand
8	REASON	8 by me, a disinterested person, at the time and place
	PAGELINECHANGE	9 therein stated, and that the testimony of the said
10		10 witness was thereafter reduced to typewriting, by
11	REASON	11 computer, under my direction and supervision;
	PAGELINECHANGE	That before completion of the deposition,
13		13 review of the transcript [x] was [] was not
	REASON	14 requested. If requested, any changes made by the
	PAGE LINE CHANGE	15 deponent (and provided to the reporter) during the
16		16 period allowed are appended hereto.
	REASON	17 I further certify that I am not of counsel or
	PAGELINECHANGE	18 attorney for either or any of the parties to the said
19	TAGEENVE	19 deposition, nor in any way interested in the event of
	REASON	20 this cause, and that I am not related to any of the
21	KL/IJON	21 parties thereto.
22	Brock Huber Date	22 Dated: February 27 2023
23	Block Hubel Date	23
24		24 ANDREA M JONACIO DED CEDE CEDE CED CED N. 0020
25		24 ANDREA M. IGNACIO, RPR, CRR, CCRR, CLR, CSR No. 9830 25
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1	Brock Huber	
2	c/o Megan Bannigan, Esq.	
3		
4		
5	RE: Nike Inc., vs StockX LLC	
6		
7	· · · · · · · · · · · · · · · · · · ·	
8	The above-referenced transcript is available	
	for review.	
10		
	should read the testimony to verify its accuracy. If	
	there are any changes, the witness should note those	
	with the reason, on the attached Errata Sheet.	
14		
	Deponent and Errata and return to the deposing	
	attorney. Copies should be sent to all counsel, and	
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	C	
17 18	to Veritext at cs-ny@veritext.com Return completed errata within 30 days from receipt of testimony. If the witness fails to do so within the time allotted, the transcript may be used as if signed. Yours, Veritext Legal Solutions	